

TPW

Docket No.: F-8040

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

By:

Date: July 21, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 10/076,978 Confirmation No.: 1405
Inventor : Edward Sax et al.
Filed : February 15, 2002
Title : Fence Construction System for Building a Fence with a Wall Appearance and Characteristics and Method for Building such a Fence
TC/A.U. : 3679
Examiner : Ryan M. Flandro
Customer No.: 24131

Hon. Commissioner for Patents
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. 1.98

Sir:

In accordance with 37 C.F.R. 1.98, copies of the following patents and/or publications are submitted herewith:

U.S. Patent No. 355,135 (Bunch) dated December 28, 1886;

U.S. Patent No. 3,086,273 (Welborn), dated April 23, 1963;

U.S. Patent No. 4,029,037 (Hogan), dated June 14, 1977;

U.S. Patent No. 4,031,285 (Miller et al.), dated June 21, 1977;

U.S. Patent No. 4,903,446 (Richards et al.), dated February 27, 1990;

Application No. 10/076,978
IDS dated 7/21/04

U.S. Patent No. 6,299,679 B1 (Montoya), dated October 9, 2001;

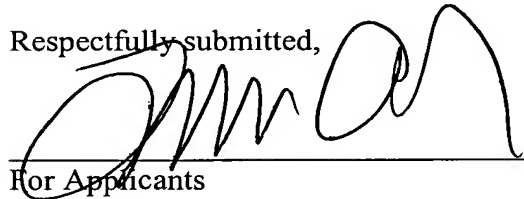
U.S. Patent No. 6,355,333 B1 (Waggoner et al.), dated March 12, 2002;

International Search Report, dated June 9, 2004.

In accordance with 37 C.F.R. 1.97(e) the undersigned herewith states that each item of information contained in the information disclosure statement was first cited in any communication from a foreign office in a counterpart foreign patent application not more than three months prior to the filing of the information disclosure statement.

If a processing fee for this IDS is required, the Office is hereby authorized to charge the fee of \$180.00 to counsel's deposit account No. 12-1099.

Respectfully submitted,



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For Applicants

Date: July 21, 2004

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FORM PTO-1449 (SUBSTITUTE)

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEINFORMATION DISCLOSURE
STATEMENT BY APPLICANT
(37 CFR 1.98(b))Attorney Docket No.:
F-8040Application No.
10/076,978Applicant
Edward Sax et al.Filing Date
February 15, 2002Group Art Unit
3679

U.S. PATENT DOCUMENTS

EXAMINER INITIALS		PATENT NO.	DATE	PATENTEE	CLASS	SUB CLASS	FILING DATE
	A	355,135	12/86	Bunch			
	B	3,086,273	04/63	Welborn			
	C	4,029,037	06/77	Hogan			
	D	4,031,285	06/77	Miller et al.			
	E	4,903,446	02/90	Richards et al.			
	F	6,299,679 B1	10/01	Montoya			
	G	6,355,333 B1	03/02	Waggoner et al.			
	H						
	I						

FOREIGN PATENT DOCUMENT

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUB CLASS	TRANSL. YES NO
	J						
	K						
	L						
	M						
	N						

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

	O	
	P	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.